

REMARKS/ARGUMENTS

Claims 1, 9, 10, and 13 are amended. Claims 2-6 are cancelled. Therefore, Claims 1 and 7-15 are pending in the application. The amendments to the claims as indicated herein do not add any new matter to this application.

VARIOUS REJECTIONS UNDER 35 USC 112

Claims 9, 10, 13, and 6 stand rejected under 35 U.S.C. § 112 for various reasons. Each rejection has been addressed and adjustments made where appropriate, although some renumbering of claims has occurred as will be explained in more detail below.

CLAIM 1

Claims 1, 2, and 13 stand rejected under 35 U.S.C. § 102(b) as being allegedly anticipated by US Publication No. 2001/0026504 to Nonaka. These rejections are respectfully traversed.

Nonaka does not discuss “playing audio from either a CD disc or a DVD disc depending on which type of disc is inserted at a given moment”, as claimed. The Office Action cites (Office Action, page 2, section 2) Nonaka’s paragraphs 0054 and 0093 to anticipate this claimed step. However, these are only to say that a CD is used as an example, but that a DVD may also be used as an example. Other than that, Nonaka makes no reference to playing audio from either type of disc CD or DVD without having to make any alteration to the device. There is a very large difference in the circuitry and decoding needed to play audio from a CD as opposed to playing audio from a DVD.

Further, Nonaka’s paragraph 0093 explicitly refers to CD or DVD in the alternative (“**other** recording media”), suggesting that Nonaka’s invention is meant to be used to play back CDs, or perhaps DVD, but not both in the same device. Conversely, Claim 1 recites “playing audio from either a CD disc or a DVD disc depending on which type of disc is inserted at a given moment”. Nonaka cannot be adapted to do this.

Nonaka does not make any further reference to DVDs. This is important because Nonaka’s FIG. 12 is applied against the user-accessible button panel of Claim 1. However, Nonaka’s front panel 40 does not discuss DVDs in any context. Following from Nonaka’s paragraph 0093, if Nonaka were adapted to be a non-CD DVD-only embodiment, some other front panel other than front panel 40 would probably need to be used.

Also, Nonaka never even vaguely alludes to a possibility of playing audio of a DVD without using a typical DVD display. Meanwhile, Claim 1 recites “enable a user to make

playback selections native to the DVD content that would normally be selectable from a display of a DVD player except that no such display exists and no video portion of the DVD is displayed”.

For at least the above reasons, the rejection of Claim 1 is invalid and should be withdrawn.

CLAIM 6

The subject matter of Claims 2, 3, 4, 5, and 6 has been incorporated into Claim 1, and Claims 2, 3, 4, 5, and 6 have been cancelled.

In rejecting Claim 6, the Office Action applied (Office Action, page 7, paragraphs 1 and 2) Chen’s Claim 11, which recites “a packaging substrate, the removable media device driver and decoder circuit, the graphics decoding circuit and the memory controller all disposed within the packaging substrate”. This Claim somewhat corresponds with “one integrated circuit die” of Applicant’s Claim 6. However, Applicant’s Claim 6 recites a lot of other detail as well. For example, Claim 6 explicitly recites certain specific claimed components going unused, and instead “being connected directly to pre-fabricated disc sensing mechanisms”. Applicant claims this feature because numerous low-cost sensing mechanisms already exist and are available in the marketplace at low cost.

Applicant has no desire to re-invent the wheel, the invention is intended to be more adaptable and configurable and take advantage of existing already-working features. It is not necessary to use Applicant’s entire inventive package if other partial solutions are available elsewhere. Such a principle is not at all what Chen’s Claim 11 is referring to. If this principle is not effectively conveyed in the existing language of Claim 1 (formerly Claim 6), the Examiner is encouraged to suggest other language.

Rather than using Chen’s Claim 11, a better rejection might be made using Chen’s bus interface 24, which is described as being designed to interface with an IDE bus or any proprietary audio/video bus (Chen, paragraph [0007]). The bus interface 24 is relevant to Claim 6 in that the bus interface 24 allows direct connection to other devices through their communication bus. Although the specific features of bus interface 24 make it impossible to be used in a rejection of Claim 6, the general principle of adaptability and non standalone-only configuration is similar. Further, the stated motivation “reduce cost” (Office Action, page 7) is too vague, overbroad, and non-specific to be germane to Applicant’s Claims. This type of motivation has a long-studied and easily-verifiable track record of consistently being reversed on Appeal.

CLAIM 7

Claim 7 stands rejected under 35 USC 103 over a variety of references (Office Action, Page 6, Section 7).

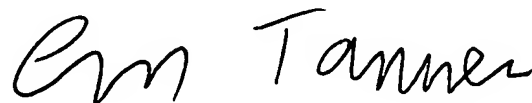
The rejection of Claim 7 applied Chen's FIG. 6, without any further explanation. However Chen's FIG. 6 shows DVD data only (not CD and DVD both in the same package), while Claim 7 explicitly recites CD **and** DVD data twice. Consequently, Chen's FIG. 6 does not disclose each and every claimed element, so that the rejection under 35 USC 103 is defective.

Along these same lines, Chen shows servo control (not operations), ECC (again of DVD only and not CD in the same package), but several other parts of claim 7 are not shown or implied or discussed in any way in the rejection. Further, the rejection is unclear as to which portion of Chen corresponds to the claimed data manager. Is it Chen's servo controller and ECC decoder combined together with the graphics decoder? Applicant does not know how to respond because the rejection is unclear. Consequently, the rejection of Claim 7 under 35 USC 103 is defective and should be withdrawn.

For the reasons set forth above, it is respectfully submitted that all of the pending claims are now in condition for allowance. Therefore, the issuance of a formal Notice of Allowance is believed next in order, and that action is most earnestly solicited.

The Examiner is respectfully requested to contact the undersigned by e-mail or telephone if it is believed that such contact would further the examination of the present application. **Please note that Applicant's telephone number has changed.** As per MPEP Chapter 5, Applicant understands that Internet communications may not be secure.

Respectfully submitted,



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